

ANN BAVENDER*
ANNE GOODWIN CRUMP
VINCENT J. CURTIS, JR.
RICHARD J. ESTEVEZ
PAUL J. FELDMAN
RICHARD HILDRETH
FRANK R. JAZZO
ANDREW S. KERSTING
EUGENE M. LAWSON, JR.
SUSAN A. MARSHALL*
HARRY C. MARTIN
GEORGE PETRUTSAS
RAYMOND J. QUIANZON
LEONARD R. RAISH
JAMES P. RILEY
KATHLEEN VICTORY
HOWARD M. WEISS
ALISON J. SHAPIRO

* NOT ADMITTED IN VIRGINIA

FLETCHER, HEALD & HILDRETH, P.L.C.

ATTORNEYS AT LAW
11th FLOOR, 1300 NORTH 17th STREET
ARLINGTON, VIRGINIA 22209-3801

(703) 812-0400

TELECOPIER

(703) 812-0486

INTERNET

www.fhh-telcomlaw.com

RECEIVED

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

FRANK U. FLETCHER
(1939-1985)
ROBERT L. HEALD
(1956-1983)
PAUL D.P. SPEARMAN
(1936-1962)
FRANK ROBERSON
(1936-1961)
RUSSELL ROWELL
(1948-1977)
EDWARD F. KENEHAN
(1960-1978)

CONSULTANT FOR INTERNATIONAL AND
INTERGOVERNMENTAL AFFAIRS
SHELDON J. KRYS
U. S. AMBASSADOR (ret.)

OF COUNSEL
EDWARD A. CAINE*
MITCHELL LAZARUS*
EDWARD S. O'NEILL*
JOHN JOSEPH SMITH

WRITER'S DIRECT

812-0474

kersting@fhh-telcomlaw.com

February 7, 2000

BY HAND DELIVERY

Magalie R. Salas, Esquire
Secretary
Federal Communications Commission
Room TW-B204
445 12th Street, S.W.
Washington, DC 20554

Re: Plainville and Larned, Kansas
MM Docket No. 99-361; RM-9777

Dear Ms. Salas:

Transmitted herewith on behalf of Radio, Inc., are an original and four copies of its Comments filed in response to the Commission's *Notice of Proposed Rule Making and Order to Show Cause*, DA 99-2825 (released December 17, 1999), in the above-referenced proceeding.

Should any questions arise concerning this matter, please communicate directly with this office.

Very truly yours,
FLETCHER, HEALD & HILDRETH, P.L.C.



Andrew S. Kersting
Counsel for Radio, Inc.

Enclosure

cc (w/ encl.): Certificate of Service (by hand)

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BEFORE THE
Federal Communications Commission

WASHINGTON, D.C. 20554

| | | |
|---------------------------------|---|----------------------|
| In the Matter of |) | |
| |) | |
| Amendment of Section 73.202(b), |) | MM Docket No. 99-361 |
| Table of Allotments, |) | RM-9777 |
| FM Broadcast Stations, |) | |
| (Plainville and Larned, Kansas) |) | |
| To: Chief, Allocations Branch | | |

COMMENTS OF RADIO, INC.

Radio, Inc. ("Radio"), by counsel, and pursuant to Section 1.415 of the Commission's rules, hereby submits its comments in support of the *Notice of Proposed Rule Making and Order to Show Cause*, DA 99-2825 (released December 17, 1999) ("*NPRM*"), proposing (i) the substitution of Channel 245C1 for Channel 245C2 at Plainville, Kansas, and the modification of the license of Station KFIX(FM), Plainville, to specify operation on the higher class channel; and (ii) the substitution of Channel 255A for Channel 244A at Larned, Kansas, and the modification of the license of Station KGTR(FM), Larned, to specify operation on the alternate Class A channel.

Radio initiated this proceeding through its Petition for Rulemaking, filed July 29, 1999. If the Commission adopts its proposal, substitutes the proposed channels, and modifies the respective licenses of Station KFIX(FM), Plainville, and KGTR(FM), Larned, Kansas, as Radio requested, Radio hereby states that it will file an application for a construction permit for Channel 245C1 at Plainville, and, upon grant of its application, will promptly construct the new Class C1 facility. Moreover, as stated in its rulemaking petition, Radio will reimburse the licensee of Station

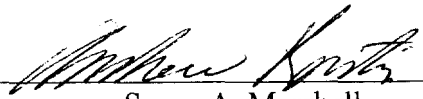
KGTR(FM), Larned, Kansas, for its reasonable and prudent costs associated with implementing the requested frequency change at Larned. *See Circleville, Ohio*, 8 FCC 2d 159 (1967).

As stated in the *NPRM*, Channel 245C1 can be allotted to Plainville consistent with the minimum distance separation requirements contained in Section 73.207(b) of the Commission's rules utilizing the licensed transmitter site of Station KFIX(FM), Plainville. Moreover, Channel 255A can be allotted to Larned at Station KGTR(FM)'s licensed transmitter site. Therefore, for the reasons stated in the *NPRM*, the proposed substitutions of Channel 245C1 for Channel 245C2 at Plainville, Kansas, and Channel 255A for Channel 244A at Larned, Kansas, would serve the public interest.

WHEREFORE, in light of the foregoing, Radio, Inc. respectfully requests that (i) Channel 245C1 be substituted for Channel 245C2 at Plainville, Kansas, and the license of Station KFIX(FM), Plainville, Kansas, be modified to specify operation on the higher class channel; and (ii) Channel 255A be substituted for Channel 244A at Larned, Kansas, and the license of Station KGTR(FM), Larned, Kansas, be modified to specify the alternate Class A channel.

Respectfully submitted,

RADIO, INC.

By: 
Susan A. Marshall
Andrew S. Kersting

Fletcher, Heald & Hildreth, P.L.C.
1300 North Seventeenth Street
11th Floor
Arlington, Virginia 22209
(703) 812-0400

Its Counsel

February 7, 2000

c:\ask..marshall\rm\plainvil.com

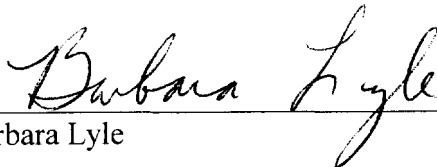
CERTIFICATE OF SERVICE

I, Barbara Lyle, a secretary in the law firm of Fletcher, Heald & Hildreth, P.L.C., hereby certify that on this 7th day of February, 2000, copies of the foregoing "Comments of Radio, Inc." were hand delivered or mailed first-class, postage prepaid, to the following:

John A. Karousos, Chief*
Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
The Portals II
445 12th Street, S.W., Room 3-A266
Washington, DC 20554

Nancy Joyner*
Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
The Portals II
445 12th Street, S.W., Room 3-A267
Washington, DC 20554

Goodstar Broadcasting of Kansas
Licensee, L.L.C.
1660 N. Tyler Road
Wichita, KS 67212
(Licensee of Station KGTR)



Barbara Lyle

* Hand Delivered